



08-28-05  
IAP6 Rec'd PCT/PTO 25 AUG 2006

PCT

Express Mail No.: EV475143057US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Michael S. Kinch

Confirmation No. 2188

Application No.: 10/565,771

Art Unit: To Be Assigned

Filed: January 23, 2006

Examiner: To Be Assigned

For: DIAGNOSIS OF PRE-CANCEROUS  
CONDITIONS USING PCDGF AGENTS

Attorney Docket No.: 10271-131-999

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

SIR:

In response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) ("Notice"), mailed July 19, 2006, in connection with the captioned application, Applicant respectfully submits herewith the following: (1) an executed Declaration for Non-Provisional Patent Application; (2) a Power of Attorney by Assignee and Exclusion of Inventors, executed by William C. Bertrand, Senior Vice President of MedImmune, Inc.; and (3) a return copy of the Notice.

Also submitted concurrently herewith are the following: (1) an executed Assignment to MedImmune, Inc. for recordation; and (2) an Information Disclosure Statement with accompanying revised PTO-1449 form and copies of references.


In accordance with the Notice, the surcharge for filing the enclosed Declaration is estimated to be \$130.00. Please charge the required fee to Jones Day Deposit Account No. 50-3013. A duplicate of this sheet is enclosed.

08/30/2006 MKAYPAGH 00000137 503013 10565771

01 FC:1617 130.00 DA

Date: August 25, 2006

Respectfully submitted,

  
Margaret B. Brivanlou  
JONES DAY  
222 East 41st Street  
New York, New York 10017  
(212) 326-3939

40,922  
(Reg. No.)

Enclosures

Express Mail No. \_\_\_\_\_  
POWER OF ATTORNEY

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of:	Michael S. Kinch	Confirmation No.:	2188
Serial No.:	10/565,771	Art Unit:	To Be Assigned
Filed:	January 23, 2006	Examiner:	To Be Assigned
For:	DIAGNOSIS OF PRE-CANCEROUS CONDITIONS USING PCDGF AGENTS	Attorney Docket No.:	10271-131-999

**POWER OF ATTORNEY BY ASSIGNEE  
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71  
WITH STATEMENT UNDER 37 C.F.R. 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints Practitioners of Jones Day associated with Customer Number 20583, which mailing address is Jones Day, 222 East 41st Street, New York, New York 10017, as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71.


Please direct all correspondence for this application to Customer no. 20583.

**Statement Under 37 C.F.R. 3.73(b)**

MedImmune, Inc. states that it is the assignee of the entire right, title, and interest in the patent application/patent identified above by virtue of an assignment from the inventor(s) of the patent application/patent identified above. The assignment has been submitted for recordation with the United States Patent and Trademark Office concurrently herewith

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

**ASSIGNEE: MedImmune, Inc.**

Date:	<u>22 Aug 2006</u>	Signature:	<u></u>
		Typed Name:	<u>William C. Bertrand</u>
		Position/Title:	<u>Sr. VP, General Counsel</u>

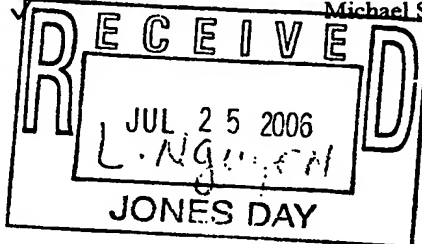


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/565,771	FIRST NAMED APPLICANT Michael S. Kinch	ATTY. DOCKET NO. 10271131999
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20583  
JONES DAY  
222 EAST 41ST ST  
NEW YORK, NY 10017



INTERNATIONAL APPLICATION NO. PCT/US04/23191	
I.A. FILING DATE 07/16/2004	PRIORITY DATE 07/21/2003

CONFIRMATION NO. 2188

371 FORMALITIES LETTER



\*OC000000019666335\*

*Oath/Declaration & Fee due 9-19-06*

Date Mailed: 07/19/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/23/2006
- Copy of the International Search Report filed on 01/23/2006
- Biochemical Sequence Diskette filed on 01/23/2006
- Oath or Declaration filed on 01/23/2006
- Biochemical Sequence Listing filed on 01/23/2006
- Request for Immediate Examination filed on 01/23/2006
- Copy of references cited in ISR filed on 01/23/2006
- U.S. Basic National Fees filed on 01/23/2006
- Priority Documents filed on 01/23/2006
- Specification filed on 01/23/2006
- Claims filed on 01/23/2006
- Abstracts filed on 01/23/2006
- Paper nucleotide sequence listings filed on 01/23/2006
- Paper Computer Listings filed on 01/23/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,**

**WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/565,771	PCT/US04/23191	10271131999

FORM PCT/DO/EO/905 (371 Formalities Notice)